

From: Jessica Christy  
Sent: Tuesday, September 10, 2019 02:58 PM  
To: Powell-Dickson, Antoinette  
CC: Mia, Marcia; Newman, Maya; Battle, Jernell; Cox, John  
Subject: RE: CONFERENCE CALL REQUESR re: FOIA Request EPA-HQ-2019-001669

Good Morning,

I am free from 11am to 11:30am MDT. I will keep an eye out for the conference line information.

Thank you,

Jessica Christy

From: Powell-Dickson, Antoinette <Powell-Dickson.Antoinette@epa.gov>  
Sent: Tuesday, September 10, 2019 8:30 AM  
To: Jessica Christy <jchristy@edf.org>  
Cc: Mia, Marcia <Mia.Marcia@epa.gov>; Newman, Maya <Newman.Maya@epa.gov>; Battle, Jernell <Battle.Jernell@epa.gov>; Cox, John <cox.john@epa.gov>  
Subject: CONFERENCE CALL REQUESR re: FOIA Request EPA-HQ-2019-001669  
Importance: High

Hello Ms. Christy,

EPA would like to schedule a half hour conference call with you to finalize the search terms for the above referenced FOIA. Are you available today, September 10, 2019, at either 11:00 am to 11:30 am (EST 1:00 pm to 1:30 pm) or 2:00 pm to 2:30 pm (EST 4:00 pm to 4:30 pm).

Please let me know which time is convenient for you and I will set up a conference call line.

Thank

Antoinette Powell-Dickson

From: Jessica Christy <jchristy@edf.org>  
Sent: Friday, August 30, 2019 2:00 PM  
To: Powell-Dickson, Antoinette <Powell-Dickson.Antoinette@epa.gov>; Mia, Marcia <Mia.Marcia@epa.gov>; Newman, Maya <Newman.Maya@epa.gov>; Battle, Jernell <Battle.Jernell@epa.gov>; Albergott, Daniele <Albergott.Daniele@epa.gov>  
Cc: Peter Zalzal <pzalzal@edf.org>; Rosalie Winn <rwinn@edf.org>; Benjamin Levitan <blevitan@edf.org>

Subject: FOIA Request EPA-HQ-2019-001669

Greetings,

Thank you so much for chatting with my colleague, Ben Levitan, earlier this month. From my understanding, there are two main concerns about the production.

The first is that some OOOOa reports are now available through the CEDRI platform. EDF will download these reports and does not expect the agency to produce anything EDF is able to access in full and download from CEDRI. However, we understand that there are still a number of mailed-in reports, reports in regional offices, and other submissions not available through CEDRI that we do expect to be produced under this request. We do not agree to limit our request to what is available in CEDRI.

The second is related to the number of nonresponsive correspondence documents produced through the search parameters. EDF does not agree to limit our search terms to EPA's suggested approach of using the code of federal regulation cites. I understand that the majority of nonresponsive records pertain to capturing documents regarding "OOOO" rather than "OOOOa." I further understand that EPA believes it has found a way to omit those documents and this should greatly reduce the number of nonresponsive records.

Thank you again for reaching out regarding the search for responsive records and we look forward to receiving our first production. Please let me know when you anticipate being able to release documents.

Cheers,

Jessica Christy

Legal Fellow, Oil and Gas

Environmental Defense Fund

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Suite 300

Boulder, CO 80302

(303) 447-7234

jchristy@edf.org

From: Powell-Dickson, Antoinette <Powell-Dickson.Antoinette@epa.gov>

Sent: Thursday, August 15, 2019 4:53 PM

ED\_004016\_00009770-00002

To: Benjamin Levitan <blevitan@edf.org>

Cc: Mia, Marcia <Mia.Marcia@epa.gov>; Newman, Maya <Newman.Maya@epa.gov>; Battle, Jernell <Battle.Jernell@epa.gov>; Albergottie, Daniele <Albergottie.Daniele@epa.gov>

Subject: FOIA Request EPA-HQ-2019-001669

Thank you Mr. Levitan for meeting with OECA to discuss clarifying FOIA request EPA-HQ-2019-001669. This email will serve as confirmation of our discussion.

Request #1 - Copies of all reports submitted to EPA pursuant to Subpart 000a's reporting requirements.

The reports requested are now publicly available. EPA will direct EDF to the appropriate website to obtain the reports. There are currently over 800 reports in the system.

Request #2 - Copies of all internal correspondence between EPA and outside parties containing reference to the new source performance standards for the oil and gas sector.

During the processing of EPA-HQ-2018-001268, EDF's first 0000a request, the search terms used resulted in an over-collection of records. Approximately 40,000 records were collected during the search and 80% of the records were non-responsive and unrelated to Subpart 000a's or new source performance standards for the oil and gas sector.

In an effort to respond to your FOIA request EPA-HQ-2019-001669 as quickly as possible, we would like to propose the following search terms (each search term is listed separately for ease of discussion).

We have a list of regional custodians and the start date of the search will be November 21, 2017 with an end date of the date we submit the search request. Once we have the number of documents retrieved from the search we can provide a timeframe to complete the review. OECA has agreed to provide records on a rolling bases.

("40 C.F.R. §60.5420a(b) (9) (i) " OR

"40 C.F.R. §60.5422a(b) " OR

"40 C.F.R. §60.5420a(b) " OR

"0000a") w/10 ( "variance\*" ) OR

("40 C.F.R. §60.5420a(b) (9) (i) " OR

"40 C.F.R. §60.5422a(b) " OR

"40 C.F.R. §60.5420a(b) " OR "0000a") w/5 ("Comply" or "Compliance" or "compliant" or "complying" or "Complies")

We await your comments on the above proposed search terms. If you have any additional questions, please feel free to contact me.

Thank you,

Antoinette Powell Dickson

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Antoinette Powell Dickson, Esq.

FOIA Coordinator/Records Manager

U.S. Environmental Protection Agency | Office of Site Remediation Enforcement | 1200 Pennsylvania Ave, N.W. | WJC South Mailcode: 2272A | Washington, D.C. 20460 | phone: (202) 564-5136 | email: [powell-dickson.antoINETte@epa.gov](mailto:powell-dickson.antoINETte@epa.gov)

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